

STATE OF WISCONSIN
Senate Journal
Eighty-Sixth Regular Session

THURSDAY, June 23, 1983

10:30 A.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The roll was called and the following senators answered to their names:

Present -- Senators Adelman, Bablitch, Chilsen, Cullen, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

The senate stood for the prayer which was offered by Pastor Richard McDowell of the First Assembly of God Church, Madison.

The senate remained standing and Senator Maurer led the senate in the pledge of allegiance to the flag of the United States of America.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 314

Relating to auditing public utilities by the legislature and public service commission.

By Senators Czarnecki, George, Lee and Adelman; cosponsored by Representatives Meaux, Crawford, M. Coggs, Bell, Kunicki, Becker, Seery and Plous.

To committee on Energy and Environmental Resources.

Senate Bill 315

Relating to burial agreements and the sale of funeral merchandise.

By Senators Van Sistine, Thompson, Cullen, Kincaid, Lorman, Otte, Kreul, Engeleiter, Chilsen, Moen, Theno, Lorge, Czarnecki and Davis; cosponsored by Representatives Shoemaker, Hephner, Byers, Vanderperren, Swoboda, R. Travis, Porter, Hasenohrl, Rooney, Andrea, Larson, Plewa, Holschbach, Loftus, Smith, Quackenbush, Young, Looby, Meaux, McEssy, D. Travis, T. Thompson and Radtke.

To committee on Health, Education, Corrections and Human Services.

Senate Bill 316

Relating to enacting the plan of senate and assembly districts used for the 1982 elections as the statutory plan of legislative districts, and making miscellaneous changes in the statutes pertaining to the decennial legislative redistricting.

By Senators Opitz, Johnston, Lasee, Harsdorf, Ellis, Engeleiter, Chilsen, Lorman, Davis, McCallum, Kreul and Hanaway; cosponsored by Representative T. Thompson.

To committee on Urban Affairs and Government Operations.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of State

June 21, 1983

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(8):

Sincerely,
DOUGLAS LAFOLLETTE
Secretary of State

Lobbyist's name, address, telephone number; principal's name, address, telephone number; the code numbers indicating Areas of Legislative Action; the code numbers indicating Areas of Administrative Action.

Hasler, Joseph J., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891; Dane County Licensed Health Care Professionals, 1 S. Park St., Ste. 255, Madison, WI 53715 (608) 251-3101 (c/o Dr. Semian); 1-25; 101-185.

Jablonski, Frank, 114 N. Carroll St., #208, Madison, WI 53703 (608) 251-7020; Wisconsin's Environmental Decade, Inc., 114 N. Carroll St., #208, Madison, WI 53703 (608) 251-7020; 1-5, 8, 11, 13, 17-23, 26; 101, 109, 110, 113, 116, 128, 129, 131, 136, 140, 144-150, 158, 170-172, 176, 178, 181.

Klauser, James R., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891; Dane County Licensed Health Care Professionals, 1 S. Park St., Ste. 255, Madison, WI 53715 (608) 251-3101 (c/o Dr. Semian); 1-25; 101-185.

Lewis, James R., 416 S. 16th Ave., West Bend, WI 53095 (414) 334-9537; Wisconsin Coin and Precious Metals Assn., 7024 W. North Ave., Wauwatosa, WI 53213 (414) 258-7024; 3, 6, 21.

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May, Michael P., P.O. Box 927, Madison, WI 53701 (608) 257-9521; Wisconsin Public Power Incorporated System (WPPI System), P.O. Box 44, Sun Prairie, WI 53590 (608) 837-2653; 4, 22, 26.

Olson, Richard L., P.O. Box 927, Madison, WI 53701 (608) 257-9521; Wisconsin Public Power Incorporated System (WPPI System), P.O. Box 44, Sun Prairie, WI 53590 (608) 837-2653; 4, 22, 26.

Wimmer, James W., Jr., P.O. Box 1482, Madison, WI 53701 (608) 256-5223; School District of Brown Deer, 8200 N. 60th St., Brown Deer, WI 53223 (414) 354-9463; 7, 22.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

June 22, 1983

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Act No.	Date Approved
259-----	24	June 22, 1983

Respectfully,
ANTHONY S. EARL
Governor

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 82-229

AN ORDER to create ch. IB 2, relating to general policies of the investment board.

Submitted by Investment Board.

Report received from agency, June 22, 1983.

Referred to committee on Aging, Financial Institutions and State Institutions, June 23, 1983.

Clearinghouse Rule 82-249

AN ORDER to create IB 2.03, relating to proxy voting.

Submitted by Investment Board.

Report received from agency, June 22, 1983.

Referred to committee on Aging, Financial Institutions and State Institutions, June 23, 1983.

Clearinghouse Rule 83-27

AN ORDER to create NR 110.05 (5) (g), relating to exceptions to sanitary sewer prohibitions.

Submitted by Department of Natural Resources.

Report received from agency, June 22, 1983.

Referred to committee on Energy and Environmental Resources, June 23, 1983.

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

Assembly Bill 335

Concurred in:

Senate Bill 81

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 335

Relating to repealing a requirement for holding an alcohol beverage license or permit.

By Representatives Andrea, Antaramian and Porter, co-sponsored by Senator Maurer.

Read first time and referred to committee on Labor, Business, Veterans Affairs and Insurance.

SPECIAL ORDER

Senate Bill 83

Relating to state finances and appropriations, constituting the executive budget bill of the 1983 legislature, and making appropriations.

Read.

Senate amendment 1 to senate amendment 4 offered by Senators Cullen, Offner, Risser, Bablitch, Kleczka, Adelman, Czarnecki, Feingold, George, Kincaid, Lee, Maurer, Moen, Norquist, Otte, Strohl, Thompson, and Van Sistine.

The question was: Adoption of senate amendment 1 to assembly amendment 4?

By request of Senator Kreul, with unanimous consent, the senate recessed until 11:46 A.M.

10:37 A.M.

RECESS

11:46 A.M.

The senate reconvened.

By request of Senator Cullen, with unanimous consent, the senate recessed until 1:55 P.M.

11:48 A.M.

RECESS

1:55 P.M.

The senate reconvened.

AMENDMENTS OFFERED

Senate amendment 2 to assembly amendment 4 to **Senate Bill 83** by Senators Hanaway, Engeleiter, Theno, Opitz, Johnston, Lasee and Harsdorf.

Senate amendment 3 to assembly amendment 4 to **Senate Bill 83** by Senators Opitz, Harsdorf, Davis, Theno, Hanaway, Kreul and Engeleiter.

Senate amendment 4 to assembly amendment 4 to **Senate Bill 83** by Senators Engeleiter, Chilsen, Hanaway, Theno, Lorman, Davis, Opitz, Johnston and McCallum.

Senate amendment 1 to assembly amendment 9 to **Senate Bill 83** by Senators Cullen, Offner, Risser, Bablitch, Kleczka, Adelman, Czarnezki, Feingold, George, Kincaid, Lee, Maurer, Moen, Norquist, Otte, Strohl, Thompson and Van Sistine.

Senate amendment 1 to senate amendment 1 to assembly amendment 9 to **Senate Bill 83** by Senators Engeleiter, Chilsen and Davis.

Senate amendment 5 to assembly amendment 4 to **Senate Bill 83** by Senators Chilsen, Engeleiter and Harsdorf.

Senate amendment 6 to assembly amendment 4 to **Senate Bill 83** by Senators Engeleiter and Chilsen.

QUORUM CALL

Senator Cullen called the attention of the chair to the possible lack of a quorum.

The roll was called and the following senators answered to their names:

Present -- Senators Adelman, Bablitch, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

By request of Senator Maurer, with unanimous consent, the senate recessed until 2:42 P.M.

2:00 P.M.

RECESS

2:42 P.M.

The senate reconvened.

By request of Senator McCallum, with unanimous consent, the senate recessed until 2:45 P.M.

2:43 P.M.

RECESS

2:45 P.M.

The senate reconvened.

The question was: Adoption of senate amendment 1 to assembly amendment 4?

By request of Senator Cullen, with unanimous consent, senate amendment 1 to assembly amendment 4 was placed after senate amendment 6 to assembly amendment 4.

The question was: Adoption of senate amendment 2 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 2 to assembly amendment 4.

The question was: Rejection of senate amendment 2 to assembly amendment 4?

Senator Cullen moved that senate amendment 2 to assembly amendment 4 be laid on the table.

The question was: Shall senate amendment 2 to assembly amendment 4 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 3 to assembly amendment 4?

QUORUM CALL

Senator Harsdorf called the attention of the chair to the possible lack of a quorum.

The roll was called and the following senators answered to their names:

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Present -- Senators Adelman, Bablitch, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Strohl, Theno, Thompson and Van Sistine -- 32.

Absent -- Senator Roshell -- 1.

Absent with leave -- None.

The question was: Adoption of senate amendment 3 to assembly amendment 4?

Senator Harsdorf moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

The roll was called and the following senators answered to their names:

Present -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Strohl, Theno, Thompson and Van Sistine -- 30

Absent -- Senators Bablitch, Johnston and Roshell -- 3.

Absent with leave -- None.

Senator Cullen moved rejection of senate amendment 3 to assembly amendment 4.

The question was: Rejection of senate amendment 3 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Absent or not voting -- Senator Bablitch -- 1.

So the motion prevailed.

The question was: Adoption of senate amendment 4 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 4 to assembly amendment 4.

The question was: Rejection of senate amendment 4 to assembly amendment 4?

Senator George in the chair.

5:00 P.M.

The question was: Rejection of senate amendment 4 to assembly amendment 4?

By request of Senator Kreul, with unanimous consent, the senate recessed until 5:45 P.M.

5:29 P.M.

RECESS

5:45 P.M.

The senate reconvened.

The President of the senate in the chair.

By request of Senator Cullen, with unanimous consent, Senator Bablitch was granted a leave of absence for two hours.

The question was: Rejection of senate amendment 4 to assembly amendment 4?

The motion prevailed.

The question was: Adoption of senate amendment 5 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 5 to assembly amendment 4.

The question was: Rejection of senate amendment 5 to assembly amendment 4?

The motion prevailed.

The question was: Adoption of senate amendment 6 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 6 to assembly amendment 4.

The question was: Rejection of senate amendment 6 to assembly amendment 4?

The motion prevailed.

Senate amendment 1 to senate amendment 1 to assembly amendment 4 offered by Senator Cullen.

Senator Cullen asked unanimous consent that senate amendment 1 to assembly amendment 4 be placed after senate amendment 10 to assembly amendment 4.

Senator Harsdorf objected.

Senator Cullen moved that senate amendment 1 to assembly amendment 4 be placed after senate amendment 10 to assembly amendment 4 to **Senate Bill 83**.

The question was: Shall senate amendment 1 to assembly amendment 4 be placed after senate amendment 10 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senator Bablitch -- 1.

So the motion prevailed.

Senate amendment 7 to assembly amendment 4 offered by Senators Harsdorf and Engeleiter.

The question was: Adoption of senate amendment 7 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 7 to assembly amendment 4.

The question was: Rejection of senate amendment 7 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Absent or not voting -- Senator Bablitch -- 1.

So the motion prevailed.

Senate amendment 8 to assembly amendment 4 offered by Senator Harsdorf.

The question was: Adoption of senate amendment 8 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 8 to assembly amendment 4.

The question was: Rejection of senate amendment 8 to assembly amendment 4?

The motion prevailed.

Senate amendment 9 to assembly amendment 4 offered by Senator Johnston.

The question was: Adoption of senate amendment 9 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 9 to assembly amendment 4.

The question was: Rejection of senate amendment 9 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senator Bablitch -- 1.

So the motion prevailed.

Senate amendment 10 to assembly amendment 4 offered by Senator Johnston.

The question was: Adoption of senate amendment 10 to assembly amendment 4?

By request of Senator Johnston, with unanimous consent, senate amendment 10 to assembly amendment 4 was returned to the author.

The question was: Adoption of senate amendment 1 to senate amendment 1 to assembly amendment 4?

By request of Senator Cullen, with unanimous consent, the senate recessed until 9:00 P.M.

6:01 P.M.

RECESS

9:00 P.M.

The senate reconvened.

QUORUM CALL

Senator Cullen called the attention of the chair to the possible lack of a quorum.

The roll was called and the following senators answered to their names:

Senators Adelman, Cullen, Czarnecki, Ellis, Feingold, George, Harsdorf, Kincaid, Kleczka, Lasee, Lee, Lorge, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 24.

Absent -- Senators Chilsen, Davis, Engeleiter, Hanaway, Johnston, Kreul, Lorman and Theno -- 8.

Absent with leave -- Senator Bablitch -- 1.

The question was: Adoption of senate amendment 1 to senate amendment 1 to assembly amendment 4?

By request of Senator Cullen, with unanimous consent, the senate recessed until 9:35 P.M.

9:05 P.M.

RECESS

9:35 P.M.

The senate reconvened.

The question was: Adoption of senate amendment 1 to senate amendment 1 to assembly amendment 4?

QUORUM CALL

Senator Cullen called the attention of the chair to the possible lack of a quorum.

The roll was called and the following senators answered to their names:

Senators Adelman, Cullen, Czarnecki, Ellis, Feingold, George, Harsdorf, Johnston, Kincaid,

Kleczka, Lee, Lorge, McCallum, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 24.

Absent -- Senators Chilsen, Davis, Engeleiter, Hanaway, Kreul, Lasee, Lorman and Opitz -- 8.

Absent with leave -- Senator Bablitch -- 1.

Senator Cullen asked unanimous consent that assembly amendment 4 be placed after assembly amendment 9.

Senator Harsdorf objected.

Senator Harsdorf moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

The roll was called and the following senators answered to their names:

Present -- Senators Adelman, Bablitch, Chilsen, Cullen, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

The question was: Adoption of senate amendment 1 to senate amendment 1 to assembly amendment 4 to **Senate Bill 83?**

By request of Senator Cullen, with unanimous consent, assembly amendment 4 was placed after assembly amendment 9.

The question was: Adoption of senate amendment 1 to senate amendment 1 to assembly amendment 9?

Senator Cullen moved rejection of senate amendment 1 to senate amendment 1 to assembly amendment 9.

The question was: Rejection of senate amendment 1 to senate amendment 1 to assembly amendment 9?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Czarnecki, Ellis, Feingold, George, Kincaid, Kleczka, Lee, McCallum, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 21.

Noes -- Senators Chilsen, Davis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, Opitz and Theno -- 12.

Absent or not voting -- None.

So the motion prevailed.

Senate amendment 2 to senate amendment 1 to assembly amendment 9 offered by Senator Cullen.

The question was: Adoption of senate amendment 2 to senate amendment 1 to assembly amendment 9?

Senator Harsdorf moved rejection of senate amendment 2 to senate amendment 1 to assembly amendment 9.

The question was: Rejection of senate amendment 2 to senate amendment 1 to assembly amendment 9?

By request of Senator Kreul, with unanimous consent, the senate recessed until 10:25 P.M.

10:07 P.M.

RECESS

10:25 P.M.

The senate reconvened.

The question was: Rejection of senate amendment 2 to senate amendment 1 to assembly amendment 9?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 19; absent or not voting, 1; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Noes -- Senators Adelman, Bablitch, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 2 to senate amendment 1 to assembly amendment 9?

Adopted.

Senate amendment 3 to senate amendment 1 to assembly amendment 9 offered by Senator Harsdorf.

The question was: Adoption of senate amendment 3 to senate amendment 1 to assembly amendment 9?

Senator Cullen moved rejection of senate amendment 3 to senate amendment 1 to assembly amendment 9.

The question was: Rejection of senate amendment 3 to senate amendment 1 to assembly amendment 9?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- None.

So the motion prevailed.

Senator Chilsen moved rejection of senate amendment 1 to assembly amendment 9.

The question was: Rejection of senate amendment 1 to assembly amendment 9?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 19; absent or not voting, 0; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Noes -- Senators Adelman, Bablitch, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 1 to assembly amendment 9?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- None.

So the motion prevailed.

The question was: Concurrence of assembly amendment 9?

Senator Harsdorf moved non-concurrence of assembly amendment 9.

The question was: Non-concurrence of assembly amendment 9?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Noes -- Senators Adelman, Bablitch, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 18.

Absent or not voting -- None.

So the amendment failed non-concurrence.

The question was: Concurrence of assembly amendment 9?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee,

Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Absent or not voting -- None.

So the amendment was concurred in.

The question was: Adoption of senate amendment 1 to senate amendment 1 to assembly amendment 4?

The question on which the call of the senate was put having been decided the call was raised.

The question was: Adoption of senate amendment 1 to senate amendment 1 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- Senator Bablitch -- 1.

So the amendment was adopted.

Senate amendment 2 to senate amendment 1 to assembly amendment 4 offered by Senator Davis.

The question was: Adoption of senate amendment 2 to senate amendment 1 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 2 to senate amendment 1 to assembly amendment 4.

The question was: Rejection of senate amendment 2 to senate amendment 1 to assembly amendment 4?

The motion prevailed.

Senate amendment 3 to senate amendment 1 to assembly amendment 4 offered by Senator Lasee.

The question was: Adoption of senate amendment 3 to senate amendment 1 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 3 to senate amendment 1 to assembly amendment 4.

The question was: Rejection of senate amendment 3 to senate amendment 1 to assembly amendment 4?

The motion prevailed.

Senate amendment 4 to senate amendment 1 to assembly amendment 4 to **Senate Bill 83** offered by Senator Cullen.

The question was: Adoption of senate amendment 4 to senate amendment 1 to assembly amendment 4?

Senator Harsdorf moved rejection of senate amendment 4 to senate amendment 1 to assembly amendment 4.

The question was: Rejection of senate amendment 4 to senate amendment 1 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Noes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 17.

Absent or not voting -- Senator Bablitch -- 1.

So the motion did not prevail.

The question was: Adoption of senate amendment 4 to senate amendment 1 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Lorge, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorman, McCallum, Opitz and Theno -- 13.

Absent or not voting -- Senator Bablitch -- 1.

So the amendment was adopted.

Senate amendment 5 to senate amendment 1 to assembly amendment 4 offered by Senators Engeleiter, Harsdorf and Davis.

The question was: Adoption of senate amendment 5 to senate amendment 1 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 5 to senate amendment 1 to assembly amendment 4.

The question was: Rejection of senate amendment 5 to senate amendment 1 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Johnston, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 14.

Absent or not voting -- Senator Bablitch -- 1.

So the motion prevailed.

Senate amendment 6 to senate amendment 1 to assembly amendment 4 offered by Senators Ellis and Opitz.

The question was: Adoption of senate amendment 6 to senate amendment 1 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 6 to senate amendment 1 to assembly amendment 4.

The question was: Rejection of senate amendment 6 to senate amendment 1 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 2; as follows:

Ayes -- Senators Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senators Adelman and Bablitch -- 2.

So the motion prevailed.

Senate amendment 7 to senate amendment 1 to assembly amendment 4 offered by Senator Cullen.

The question was: Adoption of senate amendment 7 to senate amendment 1 to assembly amendment 4?

Adopted.

Senate amendment 8 to senate amendment 1 to assembly amendment 4 offered by Senator Kreul.

By request of Senator Kreul, with unanimous consent, senate amendment 8 to senate amendment 1 to assembly amendment 4 was returned to the author.

The question was: Adoption of senate amendment 1 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Absent or not voting -- Senator Bablitch -- 1.

So the amendment was adopted.

Senate amendment 11 to assembly amendment 4 offered by Senator Harsdorf.

The question was: Adoption of senate amendment 11 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 11 to assembly amendment 4.

The question was: Rejection of senate amendment 11 to assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 2; as follows:

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Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- Senators Bablitch and Roshell -- 2.

So the motion prevailed.

Senate amendment 12 to assembly amendment 4 offered by Senator Engeleiter.

The question was: Adoption of senate amendment 12 to assembly amendment 4?

Senator Cullen moved rejection of senate amendment 12 to assembly amendment 4.

The question was: Rejection of senate amendment 12 to assembly amendment 4?

The motion prevailed.

The question was: Concurrence of assembly amendment 4?

Senator Opitz raised the point of order that assembly amendment 4 was not germane.

The chair ruled the point of order not well taken.

Senator Opitz raised the point of order that assembly amendment 4 to **Senate Bill 83** was not properly before the senate.

The chair ruled the point of order not well taken.

Senator Opitz appealed the ruling of the chair.

The question was: Shall the decision of the chair stand as the judgment of the senate?

The ayes and noes were required and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Lorge, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorman, McCallum, Opitz and Theno -- 13.

Absent or not voting -- Senator Bablitch -- 1.

So the decision of the chair shall stand as the judgment of the senate.

The question was: Concurrence of assembly amendment 4?

Senator Harsdorf moved non-concurrence of assembly amendment 4.

The question was: Non-concurrence of assembly amendment 4?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Noes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 17.

Absent or not voting -- Senator Bablitch -- 1.

So the amendment failed non-concurrence.

The question was: Concurrence of assembly amendment 4 to **Senate Bill 83**?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Absent or not voting -- Senator Bablitch -- 1.

So the amendment was concurred in.

Senator Cullen asked unanimous consent that all action be ordered immediately message.

Senator Harsdorf objected.

Senator Cullen moved reconsideration of the vote by which assembly amendment 4 was concurred in.

The question was: Reconsideration of the vote by which assembly amendment 4 was concurred in?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Noes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Absent or not voting -- Senator Bablitch -- 1.

So the motion did not prevail.

Senator Cullen asked unanimous consent that all action be ordered immediately messaged.

Senator Harsdorf objected.

Senator Cullen moved reconsideration of the vote by which assembly amendment 9 was concurred in.

The question was: Reconsideration of the vote by which assembly amendment 9 was concurred in?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 19; absent or not voting, 0; as follows:

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Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Noes -- Senators Adelman, Bablitch, Cullen, Czarneski, Feingold, George, Kincaid, Kleczka, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Absent or not voting -- None.

So the motion did not prevail.

By request of Senator Cullen, with unanimous consent, the senate recessed until 3:50 A.M.

2:44 A.M.

RECESS

3:50 A.M.

The senate reconvened.

By request of Senator Cullen, with unanimous consent, the senate adjourned in honor of Senator Otte's 60th birthday.

By request of Senator Kincaid, with unanimous consent, the senate adjourned in honor of the birthday of former Senator Clifford Krueger.

Upon motion of Senator Cullen the senate adjourned until 12:00 Noon, Friday, June 24.

3:54 A.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 83, senate amendment 1 to assembly amendment 9

1. Page 1, line 1: delete "bill" and substitute "assembly amendment".

Assembly Amendment 4

1. Page 113, line 30: delete "1790b.", as inserted by assembly amendment 15 to assembly amendment 4, and substitute "1790e."

NOTE: SECTION number corrected.